

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

IN RE: NEW ENGLAND)
COMPOUNDING PHARMACY, INC.) MDL No. 2419
PRODUCTS LIABILITY LITIGATION) Dkt. No. 1:13-md-2419-RWZ

)
This Document Relates to:)
)
Suits Naming Specialty Surgery Center,)
PLLC)
)

Affidavit of Jean Atkinson, RN

STATE OF TENNESSEE
COUNTY OF FENTRESS

Jean Atkinson, RN, after first being duly sworn, states as follows:

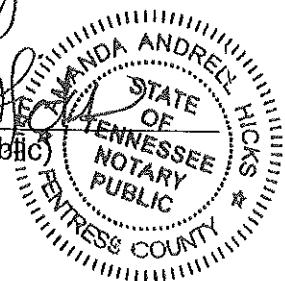
1. I am over 18 years of age, have personal knowledge of the facts contained herein, and I am competent to testify. I was the Director of Nursing at SSC in 2012 and in 2013 until mid-April.
2. I exchanged confidential attorney-client communications with attorneys with Gideon, Cooper and Essary using my SSC email account prior to the sale of SSC's assets in 2013.
3. I accessed my SSC email account using a computer at SSC that was password protected.
4. I was responsible for SSC's Continuing Quality Improvement Program at SSC. This included drafting electronic reports from various quality improvement activities that were eventually submitted to SSC's Medical Executive Committee. Additionally, I kept electronic records of peer reviews conducted by SSC's physicians. Files containing this privileged information may be on one or more of the computers sold to Cumberland Medical Center.
5. I had no role in the decision to sell SSC's assets, including its computers, to Cumberland Medical Center.
6. I did not know that the computers being sold to Cumberland Medical Center would be sold without removing privileged information.

7. I had no intention to waive any privilege by virtue of the sale of SSC's computers to Cumberland Medical Center

Jean Atkinson
Jean Atkinson

Sworn to and subscribed by me on this 23rd day of May, 2016.

Amanda Atkinson
(Notary Public)



My Commission Expires:

4/28/18